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KATHLEEN SEBELIUS, GOVERNOR

ROBERT E. KREHBIEL, COMMISSIONER

BRIAN J. MOLINE, CHAIR JOHN WINE, COMMISSIONER

## KANSAS

CORPORATION COMMISSION

January 3, 2006

DOCKET FILE COPY ORIGINAL

Marlene H. Dortch Office of the Secretary Federal Communications Commission 445 – 12<sup>th</sup> Street, SW Washington, DC 20554

RE:

Section 254(e) certification

CC Docket No. 96-45

Dear Ms. Dortch:

Pursuant to Section 254(e) of the Federal Telecommunications Act of 1996, and pursuant to recent orders of the Federal Communications Commission ("FCC"), the Kansas Corporation Commission submits this letter to certify to the FCC that the company named within this letter has provided certification to this Commission that the company intends to use its federal universal fund support in accordance with Section 254(e).

Specifically, Nex-Tech Wireless, LLC has certified to this Commission that all of the federal high cost support (including high cost loop support, local switching support, high cost support received pursuant to the purchase of exchanges, high cost model support and hold harmless support) will be used only for the provision, maintenance and upgrading of facilities and services for which the support is intended, consistent with Section 254(e).

If you have any questions, please do not hesitate to contact Eva Powers, Assistant General Counsel, at (785)271-3173, or e.powers@kcc.state.ks.us.

Sincerely,

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Brian J. Moline, Chair Kansas Corporation Commission

BM:cma

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## THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

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Before Commissioners:

Brian J. Moline, Chair Robert E. Krehbiel Michael C. Moffet

In the Matter of USF Certification for the	)	
Year 2006 in Compliance with Section	)	Docket No. 06-GIMT-082-GIT
254(e) of the Federal Telecommunications	)	
Act of 1996, and Non-Rural Carrier	)	
Certificate of Urban/Rural Rate	)	
Comparability.	)	

## SECTION 254(e) CERTIFICATION FEDERAL UNIVERSAL SERVICE SUPPORT FCC Docket Reference: CC Docket No. 96-45 (Please type or print legibly)

- 1. My title is Chief Executive Officer and General Manager of Nex-Tech Wireless, LLC. In this capacity, I am in a position of authority to direct how Federal Universal Service Support Funds received will be used and by this certification I am binding Nex-Tech Wireless, LLC to the statements made in this certification.
- 2. Nex-Tech Wireless, LLC was named as an eligible telecommunications carrier by the Kansas Corporation Commission in Docket No. 06-NTHT-061-ETC by order dated December 12, 2005.
- 3. By this affidavit, I certify that the Federal Universal Service Support funds received by Nex-Tech Wireless, LLC for the year 2006 will be used, only for the provision, maintenance, and upgrading of facilities for which the support is intended, as designated by the Federal Communications Commission consistent with Section 254(e) of the Telecommunications Act.

- 4. The Federal Universal Service Funds for which I am making this certification are those pursuant to 47 C.F.R. §§54.309 and/or 54.311 for nonrural areas and/or pursuant to 47 C.F.R. §§54.301, 54.305, 54.307 and/or 47 C.F.R. Part 36, subpart F for rural areas. These funds will be used to provide the following supported services as designated in 47 C.F.R. §54.101 which are available throughout the Company's/Cooperative's study area:
  - a. voice grade access to the public switched network;
  - b. local usage;
  - c. dual tone multi frequency signal, or its functional equivalent;
  - d. single party service, or its functional equivalent;
  - e. access to emergency services, including 911 and enhanced 911 service;
  - f. access to operator services;
  - g. access to interexchange service;
  - h. access to directory assistance;
  - i. toll blocking or toll limitation control for qualifying low-income customers.

I am also certifying for the use of Kansas Universal Service Funds (KUSF).

I certify under penalty of perjury under the laws of the state of Kansas that the

foregoing is true and correct. (Pursuant to Klain. Stat. Appl.)

m/n. 53-601.)

Executed on

December 30, 2005.

Signature

Mound Johnson

Printed/Typed Name